
MEMORANDUM

TO: Shawn Garvin
THROUGH: Michelle Jacobs
David F. Fees
Valerie Gray
FROM: Lauren DeVore
SUBJECT: SAN # 2018-05– 7 DE Admin. Code 1131 Low Enhanced Inspection and Maintenance Program (Kent and New Castle Counties)
DATE: April 2nd, 2018

- The Delaware Division of Air Quality (DAQ) is proposing to update its Regulation 1131 Low Enhanced Inspection and Maintenance Program. The purpose of this action is to amend Regulation 1131 for Kent and New Castle County registered vehicles by harmonizing emissions testing as cohesive statewide program.
- The proposed amendments will establish identical emissions testing requirements for Delaware's three counties as well as exempt the first seven model years of a vehicle pursuant to House Bill 246 - an act to amend Title 21 of the Delaware Code relating to Registration, Title, and Licenses of Motor Vehicles.
 - These amendments will remove the pressure and two speed idle testing requirements for 1995 and older vehicles registered in New Castle and Kent Counties.
- The companion regulation (7 DE Admin Code 1126) for Sussex County will reflect similar amendments by adding the emissions testing requirements for On-Board Diagnostic (OBD) testing for 1996 and new vehicles as well as required certified emission repair technicians to perform and certify repairs to OBD equipped vehicles if a waiver from testing requirements is sought.
- Regulation 1131 was last amended on 6/11/2012.
- The regulated community is comprised of Delaware registered vehicle owners in Kent and New Castle Counties.
- The Department believes that the holding of workshops and educational outreach in Sussex County will provide adequate opportunity for public education, review, and comment as this is the location where the most significant changes to the current inspection and maintenance program will be made.